

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

David Netherland,

Petitioner,

v.

Case No. 1:15cv669

Warden, Chillicothe Correctional
Institution,

Judge Michael R. Barrett

Respondent.

ORDER

This matter is before the Court on the Report and Recommendation filed by the Magistrate Judge on June 3, 2016 (Doc. 8).

Proper notice has been given to the parties under 28 U.S.C. § 636(b)(1)(C), including notice that the parties would waive further appeal if they failed to file objections to the Report and Recommendation in a timely manner. *United States v. Walters*, 638 F.2d 947 (6th Cir. 1981). No objections to the Magistrate Judge's Report and Recommendation have been filed.

Accordingly, it is **ORDERED** that the Report and Recommendation (Doc. 8) of the Magistrate Judge is hereby **ADOPTED**. Respondent's Motion to Transfer the Petition (Doc. 1) to the United States Court of Appeals for the Sixth Circuit (Doc. 5) is **GRANTED**.

IT IS SO ORDERED.

s/Michael R. Barrett
Michael R. Barrett
United States District Judge